



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

Division of Drinking Water

November 10, 2015

System No. 0310004

Selby Beck, Director of Public Works
City of Plymouth
P.O. Box 429
Plymouth, CA 95669

TRANSMITTAL OF CITATION NO. 01-10-15C-016

The City of Plymouth (hereinafter "City") water system (No. 0310004) failed to collect the required number of reduced Lead and Copper Tap Samples, between June 1, 2015 and September 30, 2015, as specified in Title 22, Section 64675(b)(2), of the California Code of Regulations. The State Water Resources Control Board, Division of Drinking Water has issued Citation No. 01-10-15C-016, in response to this violation. The Citation is being transmitted to the City under cover of this letter.

Please respond to the Directives of this Citation by the deadlines established with each item. If you have any questions regarding this Citation, please contact Brian Kidwell by email at Brian.Kidwell@waterboards.ca.gov or by phone at (209) 948-3963.

Sincerely,

Bhupinder S. Sahota, P.E.
District Engineer, Stockton District
NORTHERN CALIFORNIA BRANCH
DRINKING WATER FIELD OPERATIONS

Attachments: Citation No. 01-10-15C-016

Certified Mail No. 7004 2890 0002 0057 9652

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FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

31 E. Channel Street, Room 270, Stockton, CA 95202 | www.waterboards.ca.gov

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Attn: Selby Beck, Director of Public Works
City of Plymouth

The State Water Resources Control Board (hereinafter “Water Board”), acting by and through its Division of Drinking Water (hereinafter “Division”) and the Deputy Director for the Division (hereinafter “Deputy Director”), hereby issues this Citation (hereinafter “Citation”) pursuant to Section 116650 of the California Health and Safety Code (hereinafter “CHSC”) to the City of Plymouth (hereinafter, “City”) for violation of California Code of Regulations (CCR), Title 22, Section 64675(b)(2).

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APPLICABLE AUTHORITIES

Section 116650 of California Health and Safety Code provides:

(a) If the Division determines that a public water system is in violation of this chapter or any regulation, permit, standard, citation, or order issued or adopted thereunder, the Division may issue a citation to the public water system. The citation shall be served upon the public water system personally or by certified mail. Service shall be deemed effective as of the date of personal service or the date of receipt of the certified mail. If a person to whom a citation is directed refuses to accept delivery of the certified mail, the date of service shall be deemed to be the date of mailing.

(b) Each citation shall be in writing and shall describe the nature of the violation or violations, including a reference to the statutory provision, standard, order, citation, permit, or regulation alleged to have been violated.

(c) A citation may specify a date for elimination or correction of the condition constituting the violation.

(d) A citation may include the assessment of a penalty as specified in subdivision (e).

(e) The Division may assess a penalty in an amount not to exceed one thousand dollars (\$1,000) per day for each day that a violation occurred, and for each day that a violation continues to occur. A separate penalty may be assessed for each violation.



1 California Code of Regulations, Title 22, Section 64675(b)(2) provides, in
2 relevant part:

3
4 (b) During each period, each system conducting reduced tap sampling shall collect at
5 least one sample from the number of sites based on the number of people served
6 specified in table 64675-A under Reduced Tap Sampling, as follows:

7 (2) The samples shall be collected during the months of June, July, August, or
8 September.

9
10 **STATEMENT OF FACTS**

11 The City water system is operated under Water Supply Permit No. 03-10-95P-007,
12 which was issued on December 12, 1995.

13
14 The City water system is publically owned and operated. The City is located in
15 Amador County, on California Highway 49, just south of Placerville. The service area
16 is approximately one square mile in size. The water system is classified as a
17 community water system that serves primarily residential customers living within the
18 City's service area. The water system serves approximately 984 people through 479
19 service connections.

20
21 Purchased treated water is obtained from the Amador Water Agency's Tanner Plant .
22 The purchased treated water is re-chlorinated and stored in a 500,000-gallon water
23 storage tank. The distribution system is maintained as a single pressure zone and is
24 gravity fed from the storage tank. Pressure reducing valves are located throughout
25 the water system.
26



1 Based on population, Title 22, Table 64675-A of the California Code of Regulations,
2 which is shown below, requires the City to collect 20 lead and copper samples under
3 standard tap sampling, and 10 samples under reduced tap monitoring. Currently the
4 City water system conducts reduced tap monitoring.

5
6 **Table 64675-A**
7 **Lead and Copper Tap Sampling Sites**
8

9 System Size	Standard Tap Sampling	Reduced Tap Sampling
10 >100,000	100	50
11 10,001 to 100,000	60	30
12 3,301 to 10,000	40	20
13 501 to 3,300	20	10
14 101 to 500	10	5
15 <101	5	5

16
17
18 Title 22, Section 64675(b)(2) of the California Code of Regulations states:
19

20 (b) During each period, each system conducting reduced tap sampling shall
21 collect at least one sample from the number of sites based on the number of
22 people served specified in table 64675-A under Reduced Tap Sampling, as
23 follows:

24 (2) The samples shall be collected during the months of June, July,
25 August, or September.
26

27 Therefore, when the City is required to conduct lead and copper monitoring, the
28 reduced number of lead and copper tap samples, 10, must be collected during the
29 months of June, July, August, or September.
30

31 As specified in the 2013 Inspection Memo, which was mailed to the City:



1
2 The next lead and copper tap monitoring shall be conducted between June and
3 September 2015 with a minimum of 10 samples required.
4

5 In October 2015, the Division was notified by the City, via a phone call, that only 5 of
6 the 10 required lead and copper samples were collected during the months of June,
7 July, August, or September; the other five samples were collected during October.
8 Therefore only half, 5 of 10, of the required lead and copper tap samples were
9 collected during the required timeframe.
10

11 It should be noted that all of the lead and copper results, including the 5 samples
12 collected in October 2015, were below the action limit for both lead, 0.015 mg/L, and
13 copper, 1.3 mg/L.
14

15 **DETERMINATION**

16 The Division has determined that the City failed to comply with Section 64675(b)(2) of
17 the California Code of Regulations due to the fact that the City failed to collect all 10
18 lead and copper tap samples during the months of June, July, August, or September.
19 Specifically, the City only collected 5 lead and copper tap samples during the required
20 timeframe. Therefore the City is in violation of Section 64675(b)(2) of the California
21 Code of Regulations.
22

23 **DIRECTIVES**

24 The City is hereby directed to take the following actions:
25

- 26 1. The City shall collect 10 lead and copper samples again between June 1,
27 2016, and September 30, 2016.



1
2 Note that all lead and copper distribution monitoring shall be conducted using
3 the same sites as were used during the 2015 monitoring. If it is necessary to
4 change a site or sites, the new site(s) address and tier ranking shall be
5 attached to that round's results along with the reason for the change of the
6 sample site(s).

7
8 2. The results of the monitoring shall be submitted to the Division's Stockton
9 District office on the Form 141-AR, along with copies of the laboratory results
10 for each site.

11
12 3. If the results from 2016 are in compliance with the action levels for both lead,
13 0.015 mg/L, and copper, 1.3 mg/L, the City may return to triennial lead and
14 copper monitoring.

15
16 4. Failure to conduct lead and copper tap monitoring is considered a monitoring
17 and reporting violation. As a result, the City is required to notify the consumers
18 of this violation in the 2015 Consumer Confidence Report, which is required to
19 be distributed to all customers by July 1, 2016. The City must also complete
20 the attached Proof of Notification form and submit it to the Division, with a copy
21 of the 2015 Consumer Confidence Report, by October 1, 2016.

22
23 The Division reserves the right to make such modifications to this Citation as it may
24 deem necessary to protect public health and safety. Such modifications may be
25 issued as amendments to this Citation, and shall be deemed effective upon issuance.
26

1 Nothing in this Citation relieves the City of its obligation to meet the requirements of
2 the California Safe Drinking Water Act, or of any regulation, permit, standard, or order
3 issued or adopted thereunder.

4
5 All submittals required by this Citation shall be submitted to the Division at the
6 following address:

7
8 Brian Kidwell, P.E.
9 Associate Sanitary Engineer
10 State Water Resources Control Board, Division of Drinking Water
11 31 E. Channel Street, Room 270
12 Stockton, CA 9202

13 **PARTIES BOUND**

14 This Citation shall apply to and be binding upon the City, its officers, directors,
15 shareholders, agents, employees, contractors, successors, and assignees.

16
17 **SEVERABILITY**

18 The Directives of this Citation are severable, and the City shall comply with each and
19 every provision thereof, notwithstanding the effectiveness of any other provision.

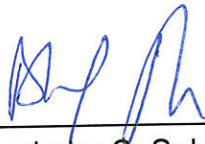
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21 **FURTHER ENFORCEMENT ACTION**

22 The California SDWA authorizes the Board to: issue citation with assessment of
23 administrative penalties to a public water system for violation or continued violation of
24 the requirements of the California SDWA or any permit, regulation, permit or order
25 issued or adopted thereunder including, but not limited to, failure to correct a violation
26 identified in a citation or compliance order. The California SDWA also authorizes the
27 Board to take action to suspend or revoke a permit that has been issued to a public
28 water system if the system has violated applicable law or regulations or has failed to
29 comply with an order of the Board; and to petition the superior court to take various



1 enforcement measures against a public water system that has failed to comply with
2 violates an order of the Board. The Board does not waive any further enforcement
3 action by issuance of this citation.

4
5 11-10-2015
6 Date

7 
8 Bhupinder S. Sahota, P.E.
9 District Engineer, Stockton District
10 Division of Drinking Water
11 State Water Resources Control Board

12 Certified Mail No. 7004 2890 0002 0057 9652

13 Attachment: Proof of Notification
14

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Drinking Water Notification to Consumers

PROOF OF NOTIFICATION

Name of Water System: _____

Please explain what caused the problem if you have determined what it was and what steps you have taken to correct it. _____

Consumers Notified _____ Yes _____ No

If not, Explain: _____

Date of Notification: _____

On the date of notification set forth above, I served the above referenced document(s) on the consumers by:

_____ Sending a copy through the U.S. Mail, first class, postage prepaid, addressed to each of the resident(s) at the place where the property is situated, pursuant to the California Civil Code. Attach copy of Notice.

_____ Newspaper (if the problem has been corrected). Attach a copy of Notice.

_____ Personally hand-delivering a copy to each of the consumers. Attach a copy of Notice.

_____ Posted on a public bulletin board, that will be seen by each of the consumers (for small, non-community water systems with prior Division approval). Attach copy of Notice.

I hereby declare the forgoing to be true and correct under penalty of perjury.

Dated: _____

Signature of Person Serving Notice

****Notice:** Complete this Proof of Notification and return it along with a copy of the notification to the Division within 10 days of giving public notice.

Disclosure: Be advised that the California Health and Safety Code states that any person who knowingly makes a false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by fine of not more than twenty-five thousand dollars (\$25,000) for each day of violation, or be imprisoned in county jail not to exceed one year or by both the fine and imprisonment.